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04 UNITED STATES DISTRICT COURT
05 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

06 CHARLES V. FARNSWORTH,) CASE NO. C08-0851-JCC-MAT
07 Plaintiff,)
08 v.) ORDER STRIKING PLAINTIFF'S
09 ROBERT J. PALMQUIST, et al.) MOTION FOR SUMMARY
10 Defendants.) JUDGMENT
11 _____)

12 Plaintiff filed a Motion for Summary Judgment (Dkt. 33). Defendants, however, have yet
13 to file an answer to plaintiff's amended complaint.¹ Consequently, plaintiff's motion is premature
14 and is therefore STRICKEN without prejudice. Plaintiff may refile a motion for summary
15 judgment after defendants have filed an answer.

16 DATED this 13th day of November, 2008.

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Mary Alice Theiler
19 United States Magistrate Judge
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¹ Defendants' answer is due by November 21, 2008.